

**CERTIFICATE OF SERVICE**

I, Kristin L. Vassallo, an Assistant United States Attorney for the Southern District of New York, hereby certify that on October 1, 2007, I caused a copy of the foregoing Memorandum of Law in Opposition to Plaintiff's Motion for Summary Judgment, and Defendants' Response to Plaintiff's Statement of Undisputed Facts to be served by Federal Express upon the following individual:

Walter Drobenko, Esq.  
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Dated: New York, New York  
October 1, 2007

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/s/ Kristin L. Vassallo  
KRISTIN L. VASSALLO  
Assistant United States Attorney